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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

In re 650 Fifth Avenue and Related Properties

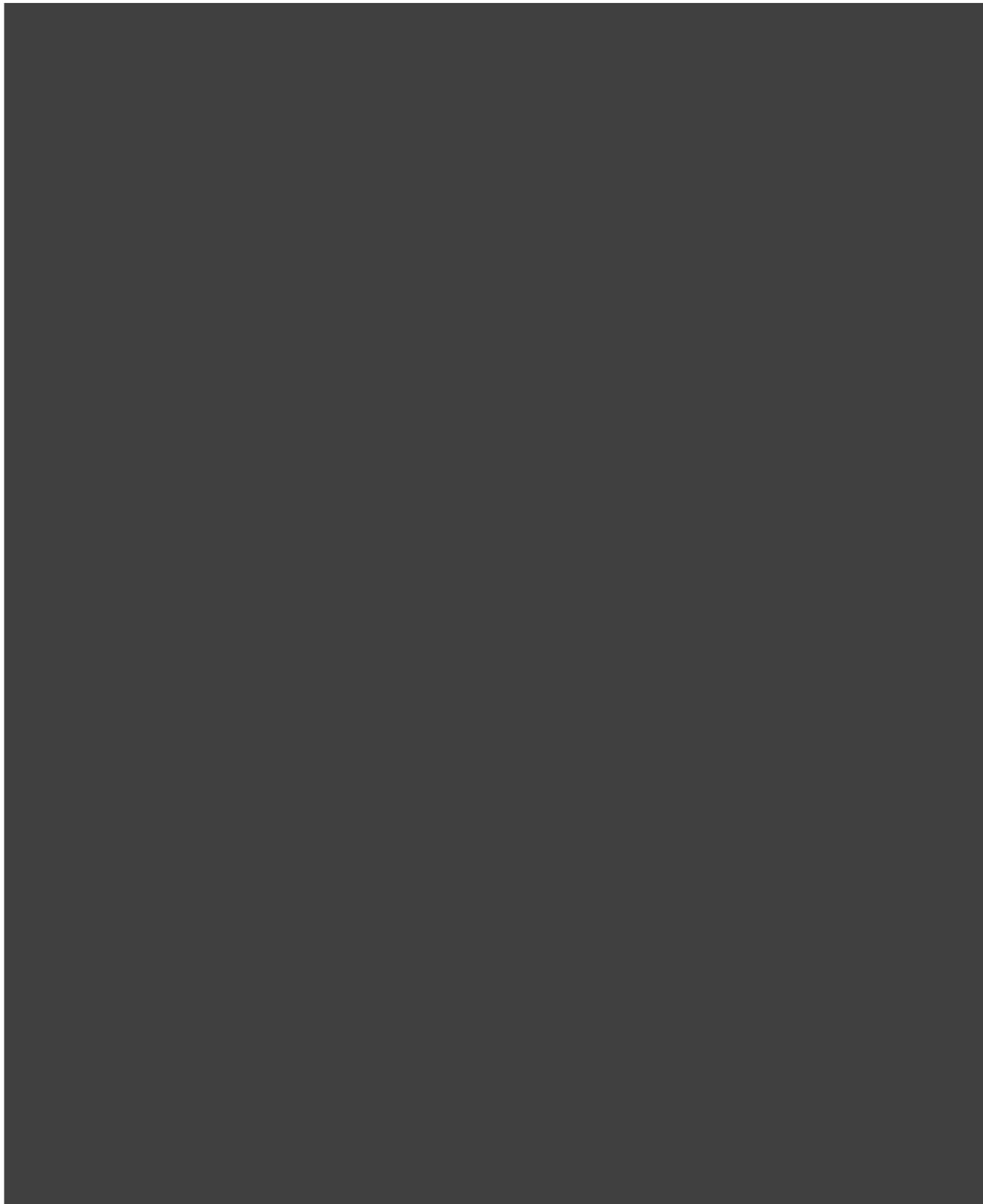
No. 08 Civ. 10934 (KBF)

**THE GOVERNMENT'S LOCAL
RULE 56.1 STATEMENT OF
UNDISPUTED FACTS**

Pursuant to Civil Rule 56.1 of the Local Rules of the United States District Court for the Southern District of New York, the United States of America (“Government”), states that there is no genuine issue of material fact to be tried in the above-captioned action with respect to the following:

Relevant Historical Overview





Pahlavi Foundation Board of Directors

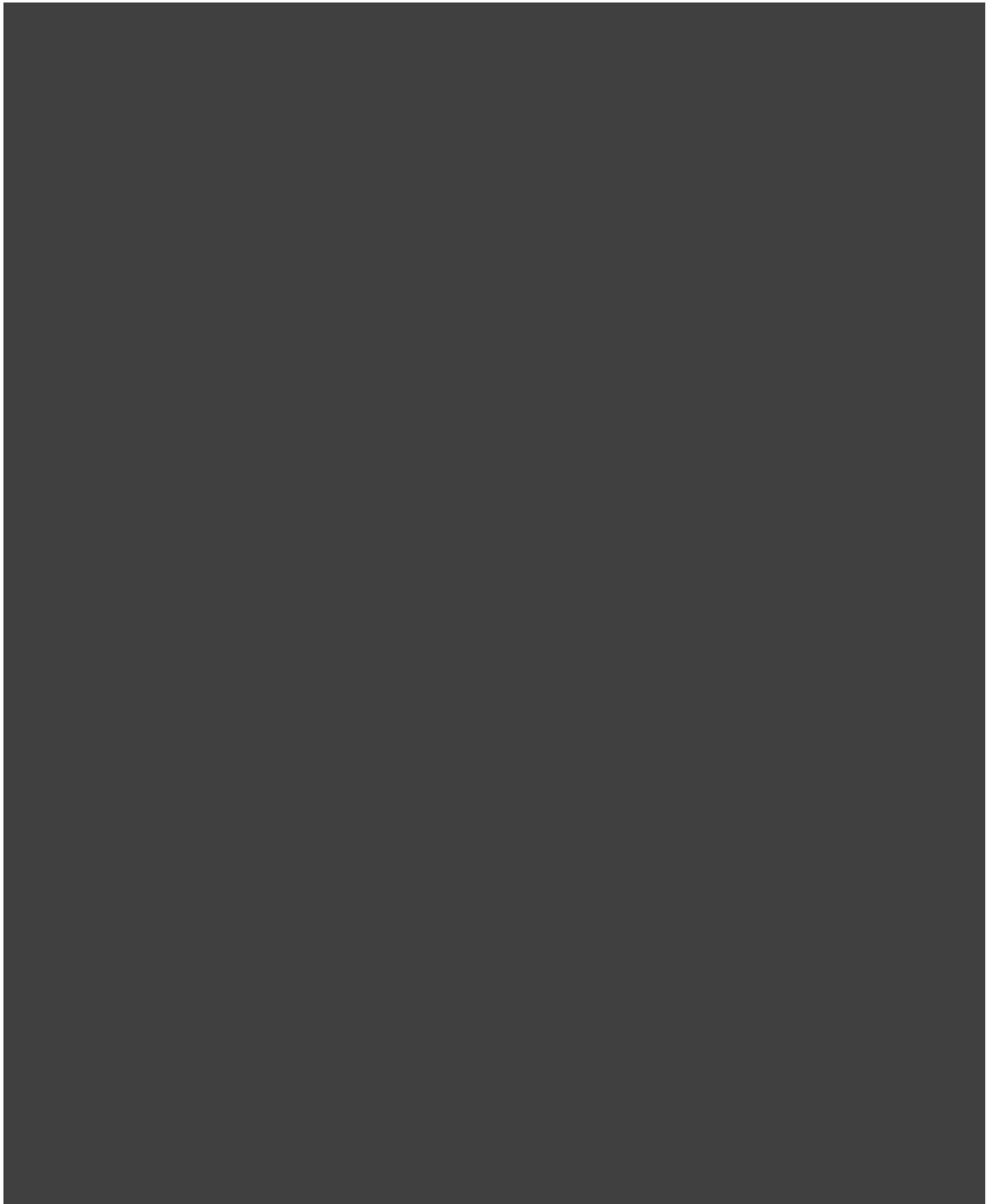
A large rectangular area of the page is completely redacted with a dark gray color, obscuring the names of the Pahlavi Foundation Board of Directors.





Creation of the 650 Fifth Avenue Partnership



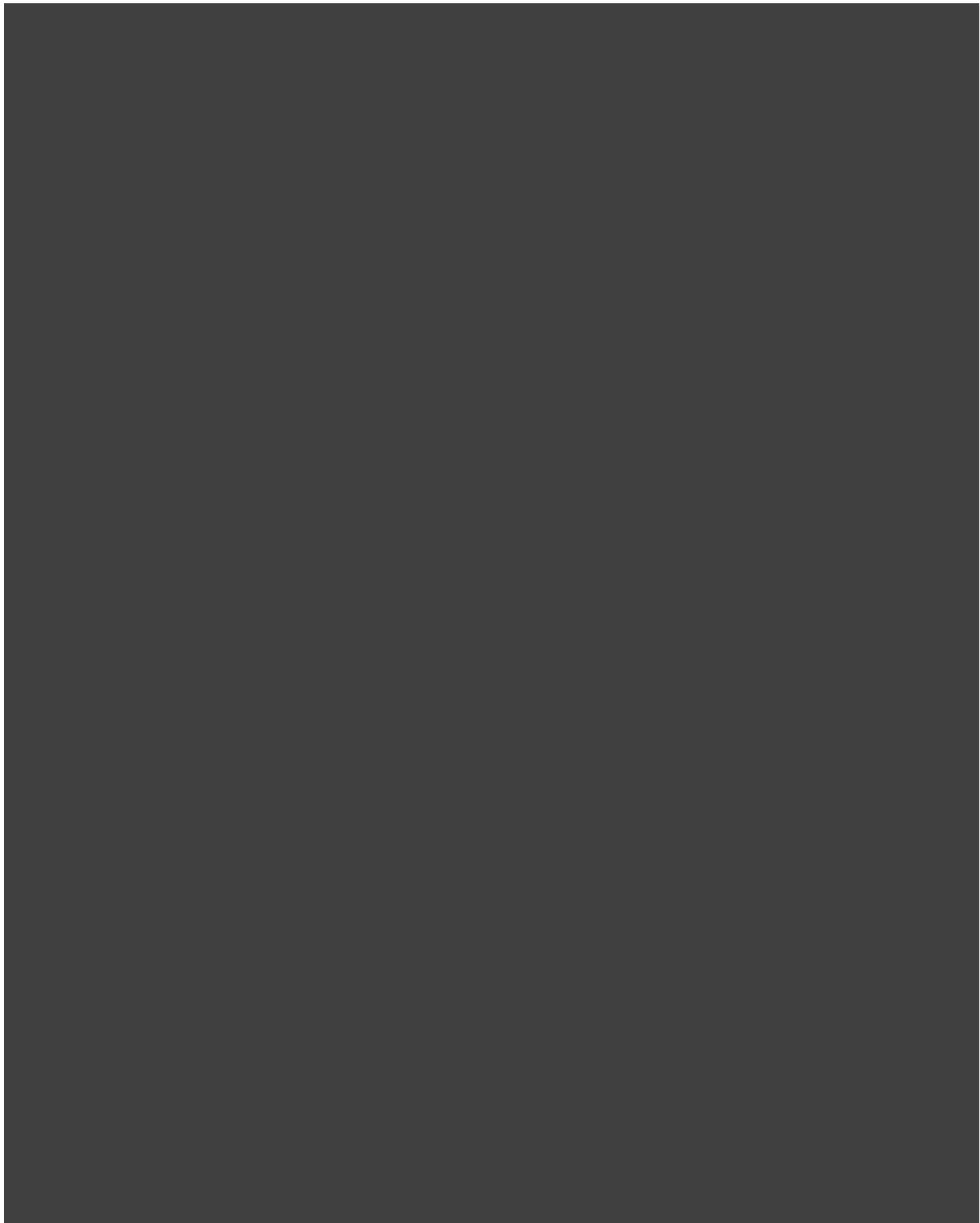




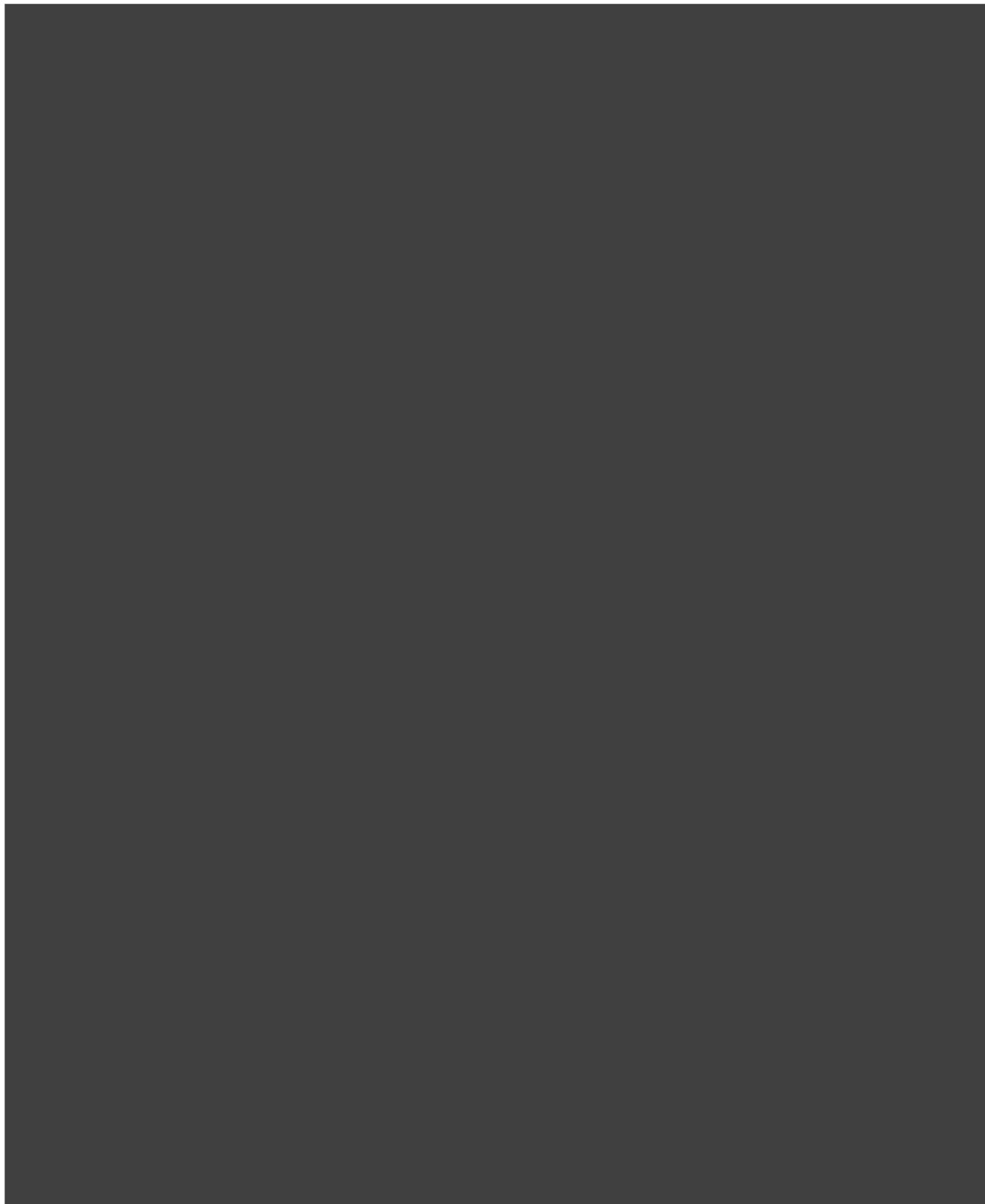
Partnership with Assa and Bank Melli



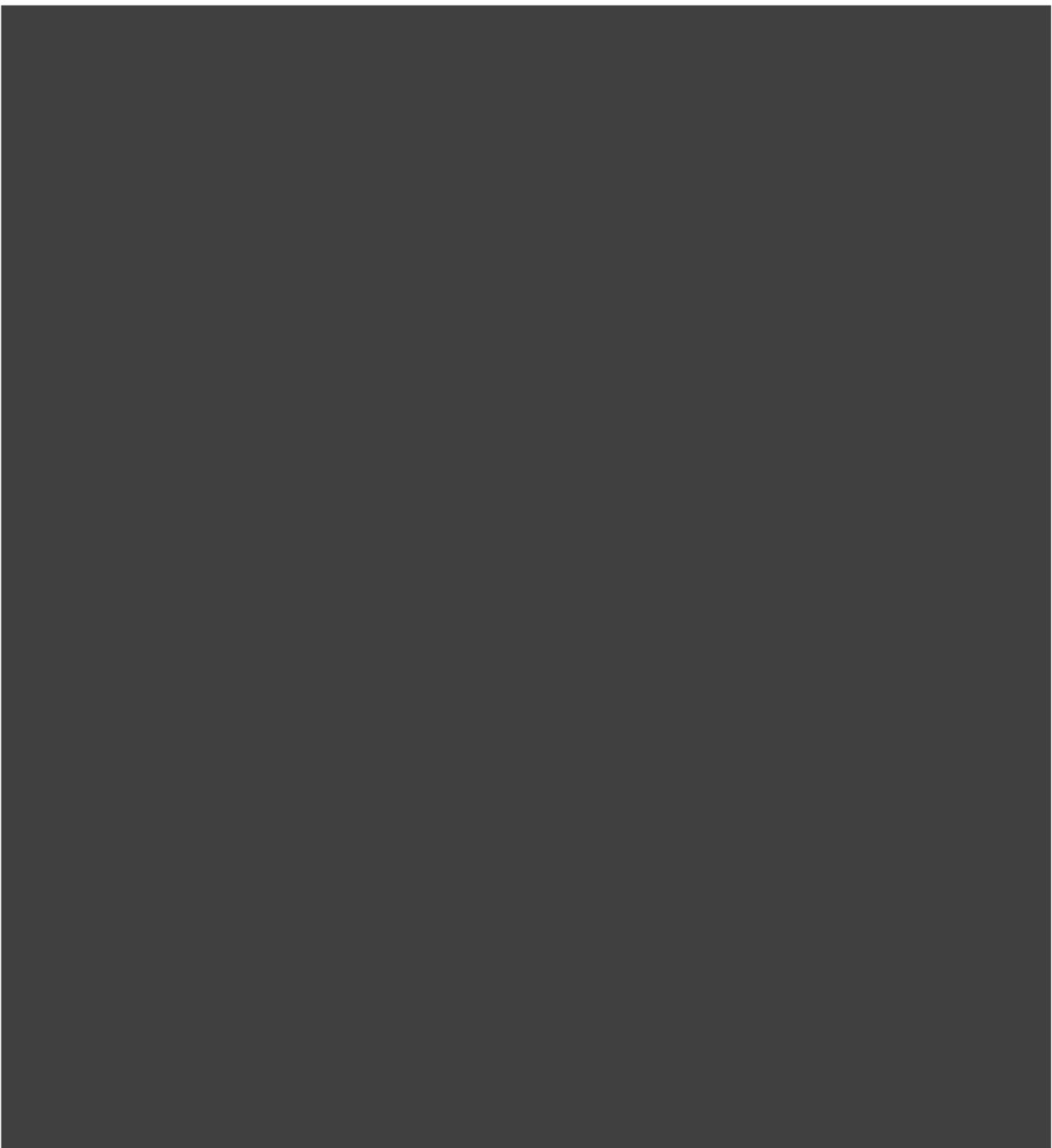




Changes in Bank Melli's Partnership Structure of Assa



Assa's Straw Owners





Bank Melli's Management of Assa's Affairs through Tafti

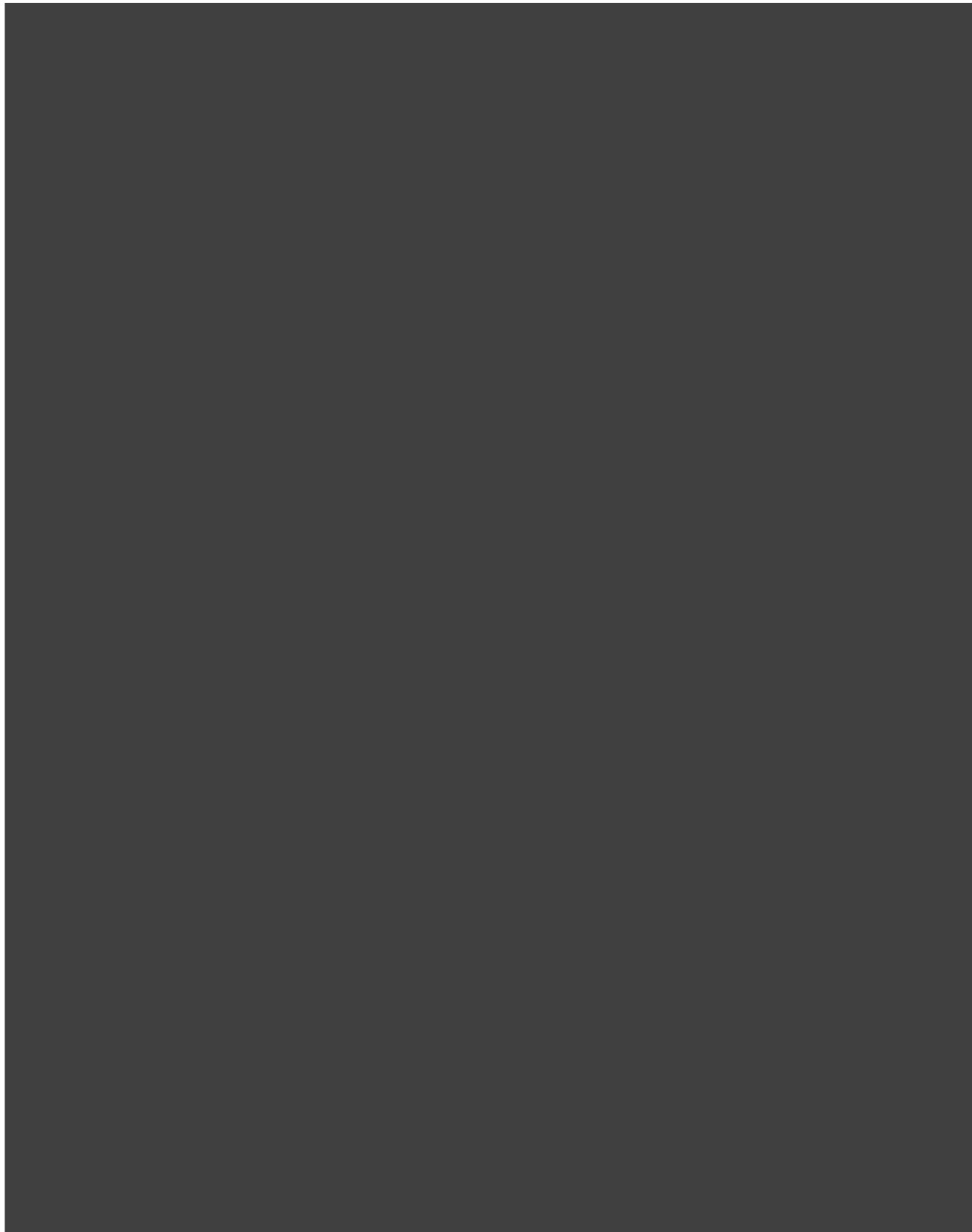


Rental Income Through the Partnership

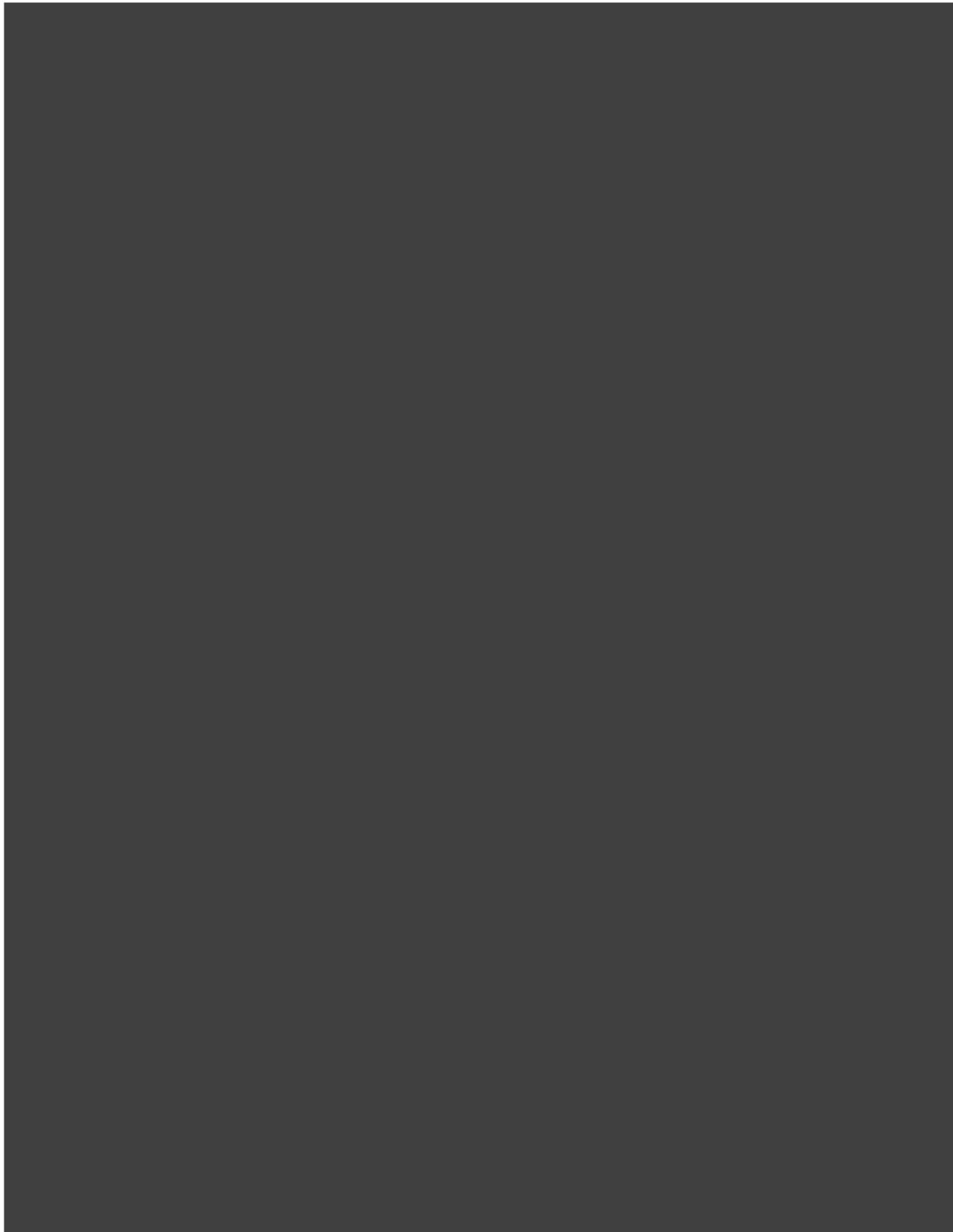


The Alavi Foundation's Continued Relationship with the Government of Iran











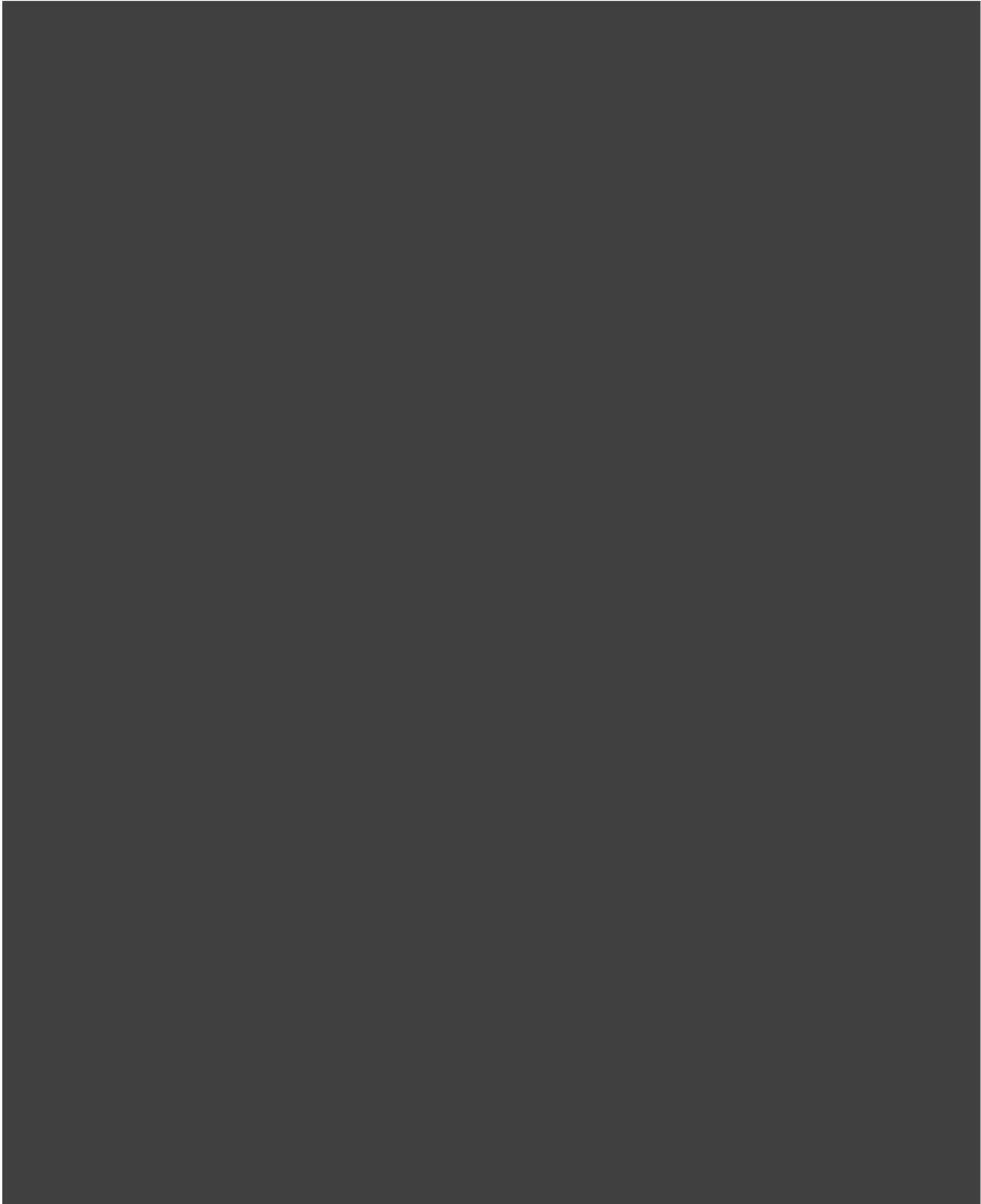
Iranian Influence Over Alavi's Settlement of Litigation





**The Alavi Foundation's Concealment of Its
Relationship with the Iranian Government in Civil Lawsuits**







Jahedi's Destruction of Assa-Related Documents





Alavi's Role as Managing Partner of 650 Fifth Avenue Company







Building Revenues



OFAC Designations

92. Bank Melli Iran (“Bank Melli”) is wholly owned and controlled by the Government of Iran. On June 1, 1995, Bank Melli was determined “to be owned or controlled by the Government of Iran.” *See* Implementation of Executive Order No. 12959 With Respect to Iran, 60 Fed. Reg. 40881 (Aug. 10, 1995), *available at* 1995 WL 469997.

93. On April 26, 1999 Bank Melli was listed as a “financial institution determined by the Office of Foreign Assets Control to be entities owned or controlled by the Government of Iran.” *See Iranian Transactions Regulations: Implementation of Executive Order 13059*, 64 Fed. Reg. 20168 (Apr. 26, 1999), *available at* 1999 WL 237703. In 1999, OFAC identified Bank Melli in Iran, and all of its offices worldwide, as entities “owned or controlled by the Government of Iran.” 31 C.F.R. Part 560, App. A. (Am Compl. ¶ 12; Alavi Ans. ¶ 12; 31 C.F.R. Part 560, App. A.).

94. In addition, on October 25, 2007, Bank Melli was designated by OFAC pursuant to E.O. 13382 for, *inter alia*, providing banking services to entities involved in Iran’s nuclear and ballistic missile programs and providing services to Iran’s Islamic Revolutionary Guard Corps (“IRGC”) and the IRGC Qods Force. *See Additional Designation of Entities Pursuant to Executive Order 13382*, 72 Fed. Reg. 62520 (Nov. 5, 2007), *available at* 2007 WL 3235014; *see also* <http://www.treasury.gov/resource-center/sanctions/OFAC-Enforcement/Pages/20071120.aspx>.

95. The individuals and entities whose property is blocked pursuant to 31 C.F.R. § 544.201 are listed in OFAC’s “Specially Designated Nationals” (“SDN”) list. Bank Melli and all of its offices worldwide were added to the SDN list on or about October 25, 2007. (Am Compl. ¶ 18; Alavi Ans. ¶ 18). Assa Corporation and Assa Company Limited were added to the SDN list on or about December 17, 2008. (Am Compl. ¶ 18; Alavi Ans. ¶ 18; Assa Ans. ¶ 18).

96. The Alavi Foundation has never received a license from OFAC to run a commercial building for the Government of Iran, to run a charitable organization for the

Government of Iran, or to provide services to Bank Melli through Assa Corp. (Am Compl. ¶ 23; Alavi Ans. ¶ 23; Assa Ans. ¶ 23).

97. Assa Corp. and Assa Co. Ltd. never received a license from OFAC. (Am. Compl. ¶ 23; Alavi Ans. ¶ 23; Assa Ans. ¶ 23).

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Dated: August 17, 2013
New York, New York

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